



City of Hampton, VA

22 Lincoln Street
Hampton, VA 23669
www.hampton.gov

NOTICE OF ACTION

City Council - Evening Session

Wednesday, October 10, 2012 - 7:27 PM

W. H. "Billy" Hobbs, Jr.
Will Moffett
Chris Snead

Christopher G. Stuart
Donnie R. Tuck
George E. Wallace

Molly Joseph Ward, Mayor

Staff:

Mary Bunting, City Manager
Cynthia Hudson, City Attorney
Katherine K. Glass, CMC, Clerk of Council

CALL TO ORDER/ROLL CALL

Molly Joseph Ward presided.

Upon Roll Call the following members were present:

PRESENT: 6 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace

Mayor Ward called the meeting to order at 7 p.m. All members of Council were present. City Manager Mary Bunting was not present and was represented by Assistant City Manager, James A. "Pete" Peterson.

INVOCATION - Councilman Donnie R. Tuck

Councilman Tuck gave the invocation.

PLEDGE OF ALLEGIANCE TO FLAG

MAYOR'S COMMENTS

CONSENT AGENDA

CONSENT ITEMS

1. 12-0364 Resolution Appropriating Funds From The Hampton History Museum Undesignated Fund Balance To Be Utilized On Special Projects and Equipment

ACTION: Approved items 1 and 2 and 4 through 8 on the consent agenda.

MOVER: Vice Mayor George E. Wallace

SECONDER: Councilmember Christopher G. Stuart

AYES: 7 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

NAYS: 0

ABSTAIN: 0

OUT: 0

2. 12-0368 Resolution Requesting VDOT to Add the Attached List of New Streets to the State "Principal/Minor Arterial and Collector/Local" Street List

ACTION: Approved items 1 and 2 and 4 through 8 on the consent agenda.

MOVER: Vice Mayor George E. Wallace

SECONDER: Councilmember Christopher G. Stuart

AYES: 7 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

NAYS: 0

ABSTAIN: 0

OUT: 0

3. 12-0373 Ordinance to approve an agreement between the cities of Hampton, Newport News, Poquoson and the county of York to construct and operate a Peninsula Regional Animal Shelter on property located at 5849 Jefferson Avenue in Newport News, and to authorize the execution and delivery of same.

ACTION: Deferred (11/14/2012)

MOVER: Vice Mayor George E. Wallace

SECONDER: Councilmember Chris Snead

AYES: 7 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

NAYS: 0

ABSTAIN: 0

OUT: 0

4. 12-0381 Resolution Requesting \$5,655,000 from the Virginia Department of Transportation's FY14 Revenue Sharing Program and Authorization of the City Manager to Execute Necessary Project Agreements

ACTION: Approved items 1 and 2 and 4 through 8 on the consent agenda

ACTION.

MOVER: Vice Mayor George E. Wallace

SECONDER: Councilmember Christopher G. Stuart

AYES: 7 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

NAYS: 0

ABSTAIN: 0

OUT: 0

5. 12-0382 Ordinance to Amend and Reenact Chapter 30, Article V – Fats, Oils and Grease (FOG) of the City Code by Adding Provisions for Civil Penalties to Comply With State Law and Other Housekeeping Edits to Implement and Enforce the City's Plan to Reduce Sanitary Sewer Overflows

ACTION: Approved items 1 and 2 and 4 through 8 on the consent agenda.

MOVER: Vice Mayor George E. Wallace

SECONDER: Councilmember Christopher G. Stuart

AYES: 7 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

NAYS: 0

ABSTAIN: 0

OUT: 0

6. 12-0383 Resolution Determining eCivis to be the Only Source Practically Available From Which to Procure Software Services for Grant Research and Writing for the Hampton Departments of Public Works and Parks & Recreation and the Hampton Sheriff's Office and Authorizing the Negotiation and Execution of a Service Agreement with eCivis

ACTION: Approved items 1 and 2 and 4 through 8 on the consent agenda.

MOVER: Vice Mayor George E. Wallace

SECONDER: Councilmember Christopher G. Stuart

AYES: 7 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

NAYS: 0

ABSTAIN: 0

OUT: 0

7. 12-0374 Approval of Hampton City Council Meeting Schedule for 2013

ACTION: Approved items 1 and 2 and 4 through 8 on the consent agenda.

MOVER: Vice Mayor George E. Wallace

SECONDER: Councilmember Christopher G. Stuart

AYES: 7 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart,
Donnie R. Tuck, George E. Wallace, Molly Joseph Ward
NAYS: 0
ABSTAIN: 0
OUT: 0

8. 12-0376 Approval of the Minutes from the afternoon session, public comment session, and evening session of September 12, 2012, and the September 26, 2012, Spotlight on Citizens and public comment session.

ACTION: Approved items 1 and 2 and 4 through 8 on the consent agenda.

MOVER: Vice Mayor George E. Wallace

SECONDER: Councilmember Christopher G. Stuart

AYES: 7 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart,
Donnie R. Tuck, George E. Wallace, Molly Joseph Ward
NAYS: 0
ABSTAIN: 0
OUT: 0

PRESENTATIONS, PROCLAMATIONS, AWARDS

PUBLIC HEARINGS

REZONINGS

9. 12-0371 Ordinance to amend and re-enact chapter 1 of the Zoning Ordinance of the City of Hampton, Virginia entitled "Zones and General Provisions" by adding section 1-18 (6) pertaining to projections allowed in yards and courts.

ACTION: Presented by James A. "Pete" Peterson, Assistant City Manager.

ACTION: Held Public Hearing - There were no speakers on this item.

ACTION: Approved

MOVER: Councilmember Christopher G. Stuart

SECONDER: Councilmember Chris Snead

AYES: 7 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart,
Donnie R. Tuck, George E. Wallace, Molly Joseph Ward
NAYS: 0
ABSTAIN: 0
OUT: 0

CONDITIONAL PRIVILEGE

10. 12-0370 Proposal by BL Restaurant Operations, LLC d/b/a Bar Louie Restaurant and Bar, to provide live entertainment within an existing restaurant at 3530 Von Schilling Drive (LRSN 13002023).

ACTION: Presented by Tamaria Green, City Planner.

ACTION: Held Public Hearing - the applicant was present but there were no other speakers.

ACTION: Approved subject to ten (10) conditions.

MOVER: Councilmember Christopher G. Stuart

SECONDER: Councilmember W. H. "Billy" Hobbs, Jr.

AYES: 7 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

NAYS: 0

ABSTAIN: 0

OUT: 0

GENERAL ITEMS

APPOINTMENTS

11. 12-0275 to consider appointments to the Planning Commission.

ACTION: Deferred (11/14/2012)

MOVER: Councilmember Chris Snead

SECONDER: Councilmember W. H. "Billy" Hobbs, Jr.

AYES: 6 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, George E. Wallace, Molly Joseph Ward

NAYS: 1 - Donnie R. Tuck

ABSTAIN: 0

OUT: 0

12. 12-0344 to consider an appointment to the Building Code Board of Appeals

ACTION: Appointed Alan Bourne to a five year term on the Building Code Board of Appeals.

MOVER: Councilmember Will Moffett

AYES: 7 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

NAYS: 0

ABSTAIN: 0

OUT: 0

13. 12-0372 to consider appointments to the Neighborhood Commission

ACTION: Appointed the following individuals:

Neighborhood District Representatives:

- District 3 – Nancy Belew – 9/30/12 – 9/30/15
- District 6 – Alice Callahan – 9/30/12 – 9/30/16
- District 8 – Jason Samuels – 9/30/12 – 9/30/16
- District 10 – Judy Hart – 9/30/12 – 9/30/16
- District 5 – vacant at this time
- District 4 – vacant at this time

At-Large Representatives:

- Realtor – Peggy Todd – 9/30/12 – 9/30/14
- Media/Marketing – vacant at this time

City Representatives:

- City Manager's Office – James Gray 9/30-12 – 9/30/14
- Public Works - Anthony Reyes – 9/30/12 – 9/30/14
- Police Department - Major Edward Lattimore – 9/30/12 – 9/30/14

Youth Representatives:

- Ryan Jones – 9/30/12 – 9/30/14
- Anthony White 9/30/12 – 9/30/14

Institutional Representatives:

- Business – Henry Mills – 9/30/12 – 9/30/16
- Faith-Based – Steven Edwards – 9/30/12 – 9/30/16
- Non-Profit – Kathy Johnson – 9/30/12 – 9/30/15

MOVER: Councilmember Will Moffett

AYES: 7 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

NAYS: 0

ABSTAIN: 0

OUT: 0

14. 12-0384 to consider appointments to the Citizens Unity Commission

ACTION: Appointed Sanket Acharya – filling unexpired term until June 30, 2013, Shawn O’Keefe – filling unexpired term until June 30, 2013, Valerie Purcell – filling unexpired term until June 30, 2013, Enrique Zapatero – filling unexpired term until June 30, 2016, and Luretta Ray – filling unexpired term until June 30, 2013.

MOVER: Councilmember Will Moffett

AYES: 7 - W. H. "Billy" Hobbs, Jr., Will Moffett, Chris Snead, Christopher G. Stuart, Donnie R. Tuck, George E. Wallace, Molly Joseph Ward

NAYS: 0

ABSTAIN: 0

OUT: 0

REPORTS BY CITY MANAGER, CITY COUNCIL, STAFF, COMMITTEES

Mr. Peterson had no report.

MISCELLANEOUS NEW BUSINESS

ADJOURNMENT

The meeting was adjourned at 7:13 p.m.

Contact Info:

Clerk of Council, 757-727-6315, council@hampton.gov